0065	,						
g 2004 E. Unser the Paperwork Re	duction Act of 1995, no o	persons	are required to respond to a collection	t and Trademark	Office; L	U.\$. D	PTO/SB/21 (05-03) gh 04/30/2003. OMB 0651-0031 EPARTMENT OF COMMERCE vs a valid OMB control number.
		- 1	Application Number	10/653,780)		•
T&TRANSI	MITTAL	İ	Filing Date	September	2. 200	03	
FO	RM	Ī	First Named Inventor	Norio Kihar			
(to be used for all correspo	ondence after initial filing,	₂₎ [Art Unit	3736			
	,		Examiner Name	Unknown			
Total Number of Pages in T	his Submission	9	Attorney Docket Number	PA2616US			
		ENCL	OSURES (Check all that	apply)			
Extension of Time F Express Abandonm Information Disclos Certified Copy of Pocument(s) Response to Missir Incomplete Application	eclaration(s) Request nent Request ure Statement riority Request	Li Pi Pi Pi C Ti R	rawing(s) icensing-related Papers etition etition to Convert to a rovisional Application ower of Attorney, Revocation hange of Correspondence Addre erminal Disclaimer equest for Refund D, Number of CD(s) Total page number does	1) Postc 2) Duplic 3) PTO/3 4) Copie	to Gro Appea of App Appea (Appea Proprie Status Other Identifiard; cate copy SB/08 (x2s of 6 cite	eup al Con beals al Con al Noti etary s Lette Enclo fy belo 2); ted refe	osure(s) (please ow): S; erences
	SIGNATUE	RE OI	F APPLICANT, ATTORNI	EY. OR AGE	ENT		
Firm				, = ,			
or Individual name Carr &	& Ferrell LLP		Cust. No. 22830				
Signature	IRI		. 	o. 36,564	-		
Date Februa	ry 3, 2004		1.09.11				
		TIEIC	ATE OF TRANSMISSION	I/M A II I I I A MAI			
I hereby certify that this cor sufficient postage as first cl the date shown below.	respondence is being	facsim	ATE OF TRANSMISSION iile transmitted to the USPTO or ressed to: Commissioner for Pat	deposited with	the Uni 1450, A	nited S Alexa	States Postal Service with ndria, VA 22313-1450 on
Typed or printed name	Charles B. Ka	atz, R	leg. No. 36,564				
Signature	10/2/4	RI			D	ate	February 3, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Norio Kihara et al.

SERIAL NO.:

10/653,780

FILED:

September 2, 2003

TITLE:

Respiratory Function Measuring System and Application

Thereof

EXAMINER:

Unknown

GROUP ART UNIT:

3736

ATTY.DKT.NO.:

PA2616US

COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT Under 37 C.F.R. §§ 1.56, and 1.97-1.98

SIR:

Pursuant to the provisions of 37 C.F.R. §§ 1.56 and 1.97-98 of the Rules of Practice in Patent Cases, enclosed herewith is form PTO-SB-08 listing several references. Copies of the listed non-U.S. references are enclosed. The Examiner is requested to make these references of official record in the application. The references cited may be material to examination of the application and are submitted in compliance with Applicants' duty of disclosure as defined by 37 C.F.R. § 1.56.

No representation is made or intended as to the completeness of this list, nor is the inclusion of any reference on this list an admission that it is prior art or pertinent to this application.

Applicants believe no fee is due with this submission. If a fee is due, however, the Commissioner is hereby authorized to charge any necessary fee to Account Number 06-0600. A copy of this statement is submitted in duplicate for this purpose.

By:

Respectfully submitted, Norio Kihara et al.

Dated: 2 Feb. 2004

Charles B. Katz, Reg. No. 36,564

Carr & Ferrell *LLP* 2200 Geng Road Palo Alto, CA 94303

TEL: (650) 812-3400 FAX: (650) 812-3444

PTO/SB/08a (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE e Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Complete if Known Substitute for form 1449A/PTO **Application Number** 10/653,780 Filing Date INFORMATION DISCLOSURE September 2, 2003 First Named Inventor STATEMENT BY APPLICANT Norio Kihara Art Unit 3736 Examiner Name Unknown (Use as many sheets as necessary)

Attorney Docket Number **PA2616US** Sheet

			U.S. PATENT D	OCUMENTS	
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ^{2 (f known)} US- 4,308,872	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		us- 4,308,872	01-05-1982	Watson et al.	
		^{US-} 4,834,109	05-30-1989	Watson	
		US-			
•		US-			
		US-		-	
		US-			•
		US-			
		US-			
		US-		**************************************	
		US-			
		US-			
		US-		· · · · · · · · · · · · · · · · · · ·	Marian Ma
		US-			
***************************************		US-	,		
	***************************************	US-			
		US-			
		US-			
		US-			

	FOREIGN PATENT DOCUMENTS							
Examiner Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns, Lines,				
	No.'	Country Code ³ Number ⁴ Kind Code ⁵ (<i>if known</i>)	MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T ⁶		
	<u> </u>	JP 53-126786	11-06-1978	Morgan LTD P K				
		GB 1596298	08-26-1981	Morgan LTD P K	***************************************			
		JP 3-121051	05-23-1991	· Ryuichi Kuga	·····			
		JP 54-127190	10-02-1979	Tokyo Shibaura Electric Co.				
	Ī	JP 63-502563T	09-29-1988	Respitrace Corp.	***************************************			

Examiner	D	Date	
Signature	C	Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/08a (05-03)

Approved for use through 04/30/2003, OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE or the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Complete if Known Substitute for form 1449A/PTO Application Number 10/653,780 Filing Date INFORMATION DISCLOSURE September 2, 2003 First Named Inventor Norio Kihara STATEMENT BY APPLICANT Art Unit 3736 **Examiner Name** Unknown (Use as many sheets as necessary) Attorney Docket Number **PA2616US** Sheet

U. S. PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		US-					
		US-					
		US-					
		US-					
		US-	***************************************				
		US-					
		US-					
*		US-					
	***************************************	US-					
		US-	****				
······································		US-					
······································		US-					
***************************************		US-					
•		US-					
	-	US-					
		US-	***				
		US-					
		US-					

	FOREIGN PATENT DOCUMENTS							
Examiner	Cite	Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns, Lines,			
Initials* No.1		Country Code ³ Number ⁴ Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T ⁸		
		WO 87/04332 A1	07-30-1987	Respitrace Corp.		Г		

			***************************************	•••••••••••••••••••••••••••••••••••••••				
***************************************			***************************************	***************************************	***************************************			

Examiner Signature	Date Considere	d '

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.